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*Attorneys for Plaintiffs  
Auris Health, Inc. and Verb Surgical, Inc.*

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA-OAKLAND DIVISION**

AURIS HEALTH, INC. and  
VERB SURGICAL, INC.,

Plaintiffs,

v.

KALPITKUMAR GAJERA,

Defendant.

Case No.: 4:21-cv-05337-HSG

*[Assigned to Hon. Haywood S. Gilliam, Jr.]*

**JOINT STIPULATION AND ORDER TO  
CONTINUE SEPTEMBER 7, 2021 CASE  
MANAGEMENT CONFERENCE AND  
RELATED DEADLINES**  
(as modified)

Complaint Filed: July 12, 2021

1 By and through their undersigned counsel of record, Plaintiffs AURIS HEALTH, INC.  
2 and VERB SURGICAL, INC. (collectively, “Plaintiffs”) and KALPITKUMAR GAJERA  
3 (“Defendant”) hereby jointly stipulate and agree as follows:

4 WHEREAS, the parties are currently scheduled to appear before the Court on September  
5 7, 2021 for a Telephonic Case Management Conference and are currently required to submit a  
6 Joint Case Management Statement by August 31, 2021;

7 WHEREAS, Defendant’s counsel is scheduled to be on trial in another matter from  
8 September 1, 2021 through September 8, 2021;

9 WHEREAS, the parties have not yet been able to meet and confer to prepare the Joint  
10 Case Management Statement due to Defendant’s counsel’s trial schedule;

11 WHEREAS, the parties agree that continuing the deadline to submit the Joint Case  
12 Management Statement from August 31, 2021 to September 15, 2021 and continuing the  
13 September 7, 2021 Telephonic Case Management Conference to on or after September 22, 2021,  
14 will allow counsel for Plaintiffs and Defendant to meet and confer to prepare the Joint Case  
15 Management Statement and will allow Defendant’s counsel to attend the Case Management  
16 Conference;

17 THEREFORE, IT IS STIPULATED AND AGREED THAT good cause exists to continue  
18 the deadline to submit the Joint Case Management Statement currently due on August 31, 2021 to  
19 September 15, 2021 and to continue the September 7, 2021 Telephonic Case Management  
20 Conference to on or after September 22, 2021.

21 Nothing in this Stipulation shall be construed as a waiver of any of Plaintiffs’ or  
22 Defendant’s rights, defenses, or arguments they would otherwise have.

1 DATED: August 31, 2021

BLANK ROME LLP

2  
3 By: /s/ Leigh Ann Buziak

4  
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14 *Auris Health, Inc. and Verb Surgical, Inc.*

15 MOBILITY LEGAL PC

16 By: /s/ David R. Burt

17  
18 David R. Burt  
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20 *Attorney for Defendant*  
21 *Kalpikumar Gajera*

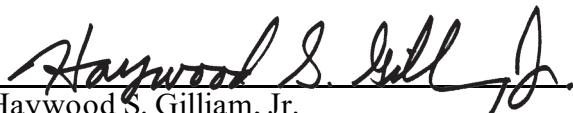
22  
23 **ECF ATTESTATION.** In accordance with Civil Local Rule 5-1(i)(3), I, Leigh Ann Buziak,  
24 attest that on August 31, 2021, I obtained concurrence in the filing of this document from the  
25 other signatory listed above.

26 /s/ Leigh Ann Buziak

27 Leigh Ann Buziak

28  
29 **PURSUANT TO STIPULATION IT IS SO ORDERED,** except the case management  
30 conference will be held telephonically on September 23, 2021 at 10:00 a.m. All  
31 counsel shall use the following dial-in information to access the call:  
32 **Dial-In: 888-808-6929/Passcode: 6064255.**

33 DATED: 9/1/2021

34  
35   
36 Haywood S. Gilliam, Jr.  
37 United States District Judge